

H. C. R. No. 7, Providing for suitable parking space for Members of the Legislature.

Has carefully compared same and finds it correctly enrolled.

LOUISE SNOW PHINNEY,
Chief Clerk.

SIXTH DAY

(Thursday, January 21, 1937)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Calvert.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Hanna
Adkins	Harbin
Alexander	Hardin
Alsup	Harper
Amos	Harrell
Baker	Harris of Archer
Bates	Harris of Dallas
Beckworth	Harris of Dickens
Bell	Hartzog
Boethel	Heflin
Bond	Herzik
Boyer	Holland
Bradbury	Hoskins
Bradford	Howard
Bridgers	Huddleston
Broadfoot	Hull
Brown	Hyder
Burton	Jackson
Cagle	James
Callan	Johnson of Ellis
Carssow	Johnson
Cathey	of Tarrant
Celaya	Jones of Angelina
Cleveland	Jones of Atascosa
Colquitt	Jones of Falls
Davis of Haskell	Keefe
Davis of Jasper	Keith
Davison of Fisher	Kelt
Dean	Kern
Deglandon	King
Derden	Knetsch
Dickison	Langdon
Dollins	Lankford
England	Lanning
Farmer	Leonard
Felty	Leyendecker
Fielden	Little
Fox	Loggins
Fuchs	London
Gibson	Lucas
Graves	Mann
Hamilton	Mauritz
Hankamer	Mays

McConnell	Ross
McCracken	Russell
McDonald	Rutta
McFarland	Schuenemann
McKee	Settle
McKinney	Sewell
Metcalf	Sharpe
Moffett	Shell
Monkhouse	Simpson
Morris	Skaggs
Morse	Smith of Hopkins
Newton	Smith
Oliver	of Matagorda
Palmer	Stevenson
Patterson of Mills	Stocks
Patterson	Talbert
of Travis	Tarwater
Petsch	Tennant
Pope	Tennyson
Powell	Thornberry
Prescott	Thornton
Quinn	Vale
Ragsdale	Waggoner
Reader	Walker
Reed of Bowie	Weldon
Reed of Dallas	Westbrook
Rhodes	Winfree
Riddle	Wood
Roark	Worley

Absent

Leath Nicholson

Absent—Excused

Blankenship	Kenyon
Davisson	Smith of Tarrant
of Eastland	Stinson
Jones of Wise	

A quorum was announced present.

Rev. George W. Coltrin, Chaplain, offered prayer.

LEAVES OF ABSENCE GRANTED

The following Member was granted leave of absence on account of important business:

Mr. Davisson of Eastland for today, on motion of Mr. Prescott.

The following Members were granted leaves of absence on account of illness:

Mr. Kenyon for today, on motion of Mr. Thornton.

Mr. Stinson for today, on motion of Mr. Hankamer.

Mr. Smith of Tarrant for today, on motion of Mr. Hanna.

Mr. Blankenship for today, on motion of Mr. McDonald.

HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Amos, Mr. Davison of Fisher, Mr. Farmer, Mr. Reed of Bowie, Mr. Hardin, Mr. Alsup, Mr. Morris, Mr. Metcalfe, Mr. Bradbury, Mr. Boethel, Mr. Graves, Mr. Roark, Mr. Broadfoot, Mr. Holland, Mr. Westbrook, Mr. Tarwater, Mr. Patterson of Travis, Mr. Moffett, Mr. Tennyson, Mr. Jones of Angelina, Mr. London, Mr. Knetsch, Mr. Harrell, Mr. Smith of Tarrant, Mr. Brown, Mr. Bates, Mr. Ragsdale, Mr. Heflin, Mr. Johnson of Tarrant and Mr. Petsch:

H. B. No. 201, A bill to be entitled "An Act regulating and controlling representation in Legislative matters in the practice of influencing legislation by personal contact; prescribing limitations of such activities, outlining procedure for same and prescribing penalties for violation thereof and repealing Articles 179 to 183 inclusive, of the 1925 Penal Code of Texas, and declaring an emergency."

Referred to the Committee on State Affairs.

By Mr. Newton, Mr. Harris of Dallas, Mr. McCracken, Mr. Dickison and Mr. Bell:

H. B. No. 202, A bill to be entitled "An Act providing that Senate Bill No. 146, Chapter 181, Subsection (2) of Section 12, enacted by the Regular Session of the Forty-fourth Legislature, be amended by eliminating said Subsection (2) and further providing for fifteen captains, twenty sergeants and three hundred privates in the Texas State Highway Patrol, and declaring an emergency."

Referred to the Committee on State Affairs.

By Mr. Derden:

H. B. No. 203, A bill to be entitled "An Act amending Article 6740 of the Revised Civil Statutes of Texas of 1925, providing for equal distribution between Commissioners Precincts of that portion of the Road and Bridge Fund derived from taxes collected upon property located within the corporate limits of incorporated Villages, Towns and Cities in each County of

the State, and declaring an emergency."

Referred to the Committee on Highways and Motor Traffic.

By Mr. Hardin and Mr. Rhodes:

H. B. No. 204, A bill to be entitled "An Act providing relief for the Oletha Consolidated District, No. 45, of Limestone County, Texas, in order to aid said school to complete its building program; making an appropriation for said district, and declaring an emergency."

Referred to the Committee on Appropriations.

By Mr. Dickison, Mr. Carssow, Mr. Reader, Mr. McCracken and Mr. Felty:

H. B. No. 205, A bill to be entitled "An Act to amend Article 2815a, Acts 1927, Fortieth Legislature, page 124, Chapter 82, as amended by Chapter 26, Regular Session, Forty-fourth Legislature; Article 2815b, Acts 1927, Fortieth Legislature, page 124, Chapter 82; Article 2815c, Acts 1927, Fortieth Legislature, page 124, Chapter 82; Article 2815d, Acts 1927, Fortieth Legislature, page 124, Chapter 82; Article 2815e, Acts 1927, Fortieth Legislature, page 124, Chapter 82; Article 2815f, Acts 1927, Fortieth Legislature, page 124, Chapter 82; Article 2815g, Acts 1927, Fortieth Legislature, page 124, Chapter 82, and Article 2815g-1, Acts 1931, Forty-second Legislature, page 812, Chapter 334, by adding thereto another Article to be known as Article 2815g-1a to be applicable to all counties in this State with a population of more than two hundred ninety thousand (290,000) and less than three hundred twenty thousand (320,000), according to the last preceding Federal Census; providing that the members of the County Board of School Trustees of such counties shall receive Five (\$5.00) Dollars per day for their services in attending meetings, inspecting schools and performing all other duties provided by law; provided further that such amount shall be paid out of the general fund of the county; and providing further that none of the above enumerated Articles except Article 2815g-1a shall apply or be applicable to counties of more than two hundred ninety thousand (290,000) and less than three hundred twenty

thousand (320,000) population according to the last preceding Federal Census, and declaring an emergency."

Referred to the Committee on Education.

By Mr. Settle:

H. B. No. 206, A bill to be entitled "An Act amending Article 7269, Revised Civil Statutes of Texas, 1925, by providing that the liens created in that Article shall constitute a first lien superior to all other liens, and declaring an emergency."

Referred to the Committee on Judiciary.

By Mr. Settle:

H. B. No. 207, A bill to be entitled "An Act amending Section 6, Chapter 106, Acts of the Fortieth Legislature, First Called Session, and declaring an emergency."

Referred to the Committee on Judiciary.

By Mr. Settle:

H. B. No. 208, A bill to be entitled "An Act amending Article 7298, Revised Civil Statutes of Texas, 1925, as amended by Chapter 252, Acts of the Forty-second Legislature, Regular Session, by omitting the clause providing that no suit shall be brought for the collection of delinquent taxes for a School District or Road District unless instituted within ten years from the time same shall become delinquent, and declaring an emergency."

Referred to the Committee on Judiciary.

By Mr. Davisson of Eastland:

H. B. No. 209, A bill to be entitled "An Act declaring that any person who shall, while intoxicated, drive or operate an automobile so as to run into, run upon, strike or hit another person or shall collide with a vehicle with which such other person is riding and shall kill or so injure such other person that he dies within three months shall be guilty of murder, and declaring an emergency."

Referred to the Committee on Criminal Jurisprudence.

By Mr. Alsup, Mr. Farmer, Mr. Newton and Mr. Smith of Tarrant:

H. B. No. 210, A bill to be entitled "An Act authorizing and requiring the Board of Regents or the Govern-

ing Body of each State Institution of Higher Learning in the State of Texas to provide a State Book Depository for students enrolled in each Institution beginning September, 1937; providing for a textbook fee, a book deposit and authorizing the Governing Board of each Institution to adopt such other rules and regulations not named in this Act, to make this law effective; defining Textbook Fund, manner of making disbursements, and providing for an audit and report of said Fund; providing for transfer of textbooks and other assets to the Governing Body; allowing students to purchase textbooks from the State Book Depository; granting only the Board of Regents of such Institution the right to change textbooks within a period of three (3) years."

Referred to the Committee on Education.

HOUSE JOINT RESOLUTIONS ON FIRST READING

The following House Joint Resolutions, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Howard, Mr. Celaya, Mr. Hankamer, Mr. Morse and Mr. Mann:

H. J. R. No. 20, Proposing an amendment to Article XVI, Section 1 of the Constitution of the State of Texas; changing the form of the oath of office for Members of the Legislature and all offices of the State of Texas; providing for an election upon such Constitutional Amendment and making an appropriation therefor.

Referred to the Committee on Constitutional Amendments.

By Mr. Weldon and Mr. Mann:

H. J. R. No. 21, Proposing an amendment to the Constitution providing that no voter shall ever be denied the right to vote because of failure to pay poll tax and authorizing the Legislature to provide for the registration of all voters; providing for the necessary publication and election; and make an appropriation to pay for same.

Referred to the Committee on Constitutional Amendments.

ADDITIONAL SIGNERS OF BILLS AND RESOLUTIONS

By unanimous consent of the House, the following Members were authorized to sign bills and resolutions, as co-authors of same, as follows:

Mr. Davis of Jasper, House Bill No. 10.

Mr. Mann, House Joint Resolutions Nos. 20 and 21.

Mr. Weldon, House Bill No. 4.

Mr. Loggins, House Concurrent Resolution No. 10.

LIST OF FORMER SPEAKERS OF OF THE HOUSE OF REPRESENTATIVES AND FORMER PRESIDENTS OF THE TEXAS SENATE

Mr. Colquitt offered the following resolution:

Whereas, Gammel's Incorporated, of Austin, Texas, with the able co-operation of Miss Harriet Smither, Archivist of the Texas State Library, has compiled a complete list of the Speakers who presided over each of the forty five sessions of the Texas Legislature and a complete list of all of the Presidents of Texas Senate with the dates of their inauguration; and

Whereas, The information therein compiled forms a valuable and beneficial record; therefore, be it

Resolved, That this information be placed in a permanent form by printing the attached record in the House Journal as of this date.

The resolution was read second time, and was adopted.

SPEAKERS OF TEXAS HOUSE

1846-1937

By

W. T. CARLEY

1st House—W. E. Crump	1846
2nd House—J. W. Henderson*	1847
3rd House—C. G. Kennan	1849
4th House—D. C. Dickson*	1851
5th House—H. R. Runnels*	1853
6th House—H. P. Bee	1855
7th House—Wm. S. Taylor	1857
8th House—M. D. K. Taylor**	1859
9th House—No journal printed	1861
10th House—No journal printed	1863
11th House—N. M. Burford	1866
12th House—Ira H. Evans	
13th House—M. D. K. Taylor**	
14th House—Journal not accessible	1874
15th House—T. R. Bonner	1876
16th House—John H. Cochran**	1879
17th House—Geo. R. Reeves	1881
18th House—C. R. Gibson	1883
19th House—L. L. Foster	1885
20th House—Geo. C. Pendleton*	1887
21st House—F. P. Alexander	1889
22nd House—R. T. Milner	1891
23rd House—John H. Cochran**	1893
24th House—T. S. Smith	1895
25th House—L. T. Dashiell	1897
26th House—J. S. Sherrill	1899
27th House—R. E. Prince	1901
28th House—Pat M. Neff	1903
29th House—F. W. Seabury	1905
30th House—Thomas B. Love	1907
31st House—A. M. Kennedy—John Marshall	1909
32nd House—Sam Rayburn	1911
33rd House—Chester H. Terrell	1913
34th House—John W. Woods	1915
35th House—F. C. Fuller	1917

36th House—R. E. Thomason.....	1919
37th House—Chas. G. Thomas.....	1921
38th House—R. E. Seagler.....	1923
39th House—Lee Satterwhite.....	1925
40th House—Robert Lee Bobbitt.....	1927
41st House—W. S. Barron.....	1929
42nd House—Fred H. Minor.....	1931
43rd House—Coke R. Stevenson**.....	1933
44th House—Coke R. Stevenson**.....	1935
45th House—Robert W. Calvert.....	1937

*Henderson, Dickson, Runnels and Pendleton served both as Speaker of the House and President of the Senate.

**M. D. K. Taylor, John H. Cochran and Coke R. Stevenson served twice as Speaker.

M. D. K. Taylor, physician and farmer of Cass and Marion Counties, served in the Texas Legislature 24 years, and before coming to Texas in 1847, had served four years in the Alabama House of Representatives.

The compiler deeply appreciates the co-operation of Miss Harriett Smither, Archivist, Texas State Library.

PRESIDENTS OF TEXAS SENATE

1846-1937

By

W. T. CARLEY

Inaugurated—

1st Senate—Edward Burleson	
Albert C. Horton.....	March 26, 1846
2nd Senate—John A. Greer.....	December 21, 1847
3rd Senate—John A. Greer.....	December 21, 1849
4th Senate—J. W. Henderson**.....	December 22, 1851
5th Senate—D. C. Dickson**.....	December 21, 1853
6th Senate—H. R. Runnels**.....	December 21, 1855
7th Senate—F. R. Lubbock.....	December 21, 1857
8th Senate—F. R. Lubbock.....	December 21, 1857
9th Senate—John M. Crockett.....	November 7, 1861
10th Senate—Fletcher S. Stockdale.....	November 5, 1863
11th Senate—Geo. W. Jones.....	August 9, 1866
12th Senate—J. W. Flanagan***.....	
13th Senate—No record available.....	
14th Senate—R. B. Hubbard.....	January 15, 1874
15th Senate—R. B. Hubbard.....	April 18, 1876
16th Senate—Joseph D. Sayers.....	January 21, 1879
17th Senate—L. J. Storey.....	January 18, 1881
18th Senate—Marion Martin.....	January 16, 1883
19th Senate—Barnett Gibbs.....	January 20, 1885
20th Senate—T. B. Wheeler.....	January 18, 1887
21st Senate—T. B. Wheeler.....	January 15, 1889
22nd Senate—Geo. C. Pendleton**.....	January 20, 1891
23rd Senate—M. M. Crane.....	January 17, 1893
24th Senate—Geo. T. Jester.....	January 20, 1895
25th Senate—Geo. T. Jester.....	January 18, 1897
26th Senate—J. N. Browning.....	January 17, 1899
27th Senate—J. N. Browning.....	January 15, 1901
28th Senate—Geo. D. Neal.....	January 20, 1903
29th Senate—Geo. D. Neal.....	January 17, 1905
30th Senate—A. B. Davidson****.....	January 15, 1907
31st Senate—A. B. Davidson****.....	January 19, 1909
32nd Senate—A. B. Davidson****.....	January 17, 1911
33rd Senate—Will H. Mayes.....	January 21, 1913
34th Senate—W. P. Hobby.....	January 19, 1915
35th Senate—W. P. Hobby.....	January 16, 1917
36th Senate—W. A. Johnson.....	January 21, 1919

37th Senate—Lynch Davidson	January 18, 1921
38th Senate—T. W. Davidson	January 16, 1923
39th Senate—Barry Miller****	January 20, 1925
40th Senate—Barry Miller****	January 18, 1927
41st Senate—Barry Miller****	January 15, 1929
42nd Senate—Edgar Witt	January 20, 1931
43rd Senate—Edgar Witt	January 17, 1933
44th Senate—Walter F. Woodul	January 15, 1935
45th Senate—Walter F. Woodul	January 19, 1937

*Edward Burleson, the Senator from Bastrop, served as President Pro Tem pending the inauguration of A. C. Horton. Burleson, grandfather of Albert Sidney Burleson, was the first Texas patriot to be buried in the State Cemetery. The Burlesons came to America in 1724, and have spilt their blood upon the altar of freedom in every American and Texas conflict.

**Henderson, Dickson, Runnels and Pendleton served both as President of the Senate and Speaker of the House.

***Flanagan was appointed provisional Lieutenant Governor; later was elected United States Senator and was never inaugurated.

****Aaron Bascom Davidson of DeWitt, and Barry Miller of Dallas, both of gracious memory, served three successive terms as President of the Senate, with credit to themselves and distinction to their State.

PROVIDING FOR CERTAIN QUESTIONNAIRE FOR MEMBERS OF THE HOUSE

Mr. Bradbury offered the following resolution:

Whereas, It has been widely rumored throughout the State that some Members of the Legislature are receiving retainers and salaries from certain corporations and special interests operating in this State; and

Whereas, It is impossible for one man to successfully serve two masters; and

Whereas, We deem it a matter of public policy that the people of the State should know what interests the Members of the Legislature represent other than those of the people; now, therefore, be it

Resolved by the House of Representatives, That the Speaker of the House appoint a committee of three who shall be authorized and empowered to draft a form of a certificate which shall be in such form as will show when properly answered the trade, occupation or profession of the Member preparing it and the names of any organization, corporation or association by which that Member is retained or accepts a salary on a monthly, yearly or contingent basis at the time of taking the oath of office; and, be it further

Resolved, That any time while the Legislature is in session any Member who accepts a retainer or receives a salary such shall be published in the

Journal of the House; and, be it further

Resolved, That answers to the questions propounded by the committee as questionnaire shall be under oath; and, be it further

Resolved, That the committee authorized to secure this information be directed to make a full and complete report to the House, which report shall be printed in the House Journal not later than two weeks after the passage of this Resolution.

BRADBURY,
KERN,
BECKWORTH,
HARBIN,
FARMER,
JOHNSON of Ellis,
BOND,
PRESCOTT,
OLIVER,
GRAVES,
TENNANT,
HARRIS of Dickens,
PATTERSON of Travis
PATTERSON of Mills,
BELL,
DEGLANDON,
RUSSELL,
McKEE,
MANN,
SKAGGS,
LOGGINS,
SIMPSON,
HARRELL,
HAMILTON,
BATES,
CALLAN,
FIELDEN,

DERDEN,
TALBERT,
HARPER,
BROADFOOT,
DAVISSON of Eastland,
CARSSOW,
AMOS,
RHODES,
STOCKS,
QUINN,
REED of Bowie,
LONDON,
JONES of Angelina,
ENGLAND,
KING,
WORLEY,
DAVIS of Haskell,
METCALFE.

The resolution was read second time.

Mr. Jones of Atascosa moved that the resolution be referred to the Committee on State Affairs.

Mr. Bradbury moved to table the motion to refer the resolution.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—120

Adkins	Fielden
Alexander	Fox
Alsup	Fuchs
Amos	Gibson
Baker	Hamilton
Bates	Hanna
Beckworth	Harbin
Bell	Hardin
Boethel	Harper
Bond	Harrell
Boyer	Harris of Archer
Bradbury	Harris of Dallas
Bridgers	Harris of Dickens
Broadfoot	Hartzog
Brown	Heflin
Burton	Holland
Callan	Huddleston
Carssow	Hull
Cathey	Hyder
Cleveland	James
Colquitt	Johnson of Ellis
Davis of Haskell	Johnson
Davis of Jasper	of Tarrant
Davison of Fisher	Jones of Angelina
Dean	Jones of Falls
Deglandon	Keith
Derden	Kelt
Dickison	Kern
Dollins	King
Farmer	Knetsch

Langdon	Reed of Dallas
Lankford	Rhodes
Lanning	Riddle
Leonard	Roark
Leyendecker	Ross
Little	Russell
Loggins	Rutta
London	Schuenemann
Lucas	Sewell
Mann	Sharpe
Mauritz	Shell
Mays	Simpson
McConnell	Skaggs
McDonald	Smith of Hopkins
McFarland	Smith
McKee	of Matagorda
McKinney	Stevenson
Metcalfe	Stocks
Moffett	Talbert
Monkhouse	Tarwater
Morris	Tennant
Newton	Tennyson
Palmer	Thornberry
Patterson of Mills	Vale
Pope	Waggoner
Powell	Walker
Prescott	Weldon
Quinn	Westbrook
Ragsdale	Winfree
Reader	Wood
Reed of Bowie	Worley

Nays—10

Bradford	Jones of Atascosa
Hankamer	McCracken
Herzik	Morse
Howard	Oliver
Jackson	Thornton

Present—Not Voting

England

Absent

Cagle	Leath
Celaya	Nicholson
Felty	Patterson
Graves	of Travis
Hoskins	Petsch
Keefe	Settle

Absent—Excused

Blankenship	Kenyon
Davison	Smith of Tarrant
of Eastland	Stinson
Jones of Wise	

Question recurring on the resolution, it was adopted.

Mr. McKee asked unanimous consent of the House, that all Members who desire to sign the above resolution be permitted to do so.

There was no objection offered and it was so ordered.

ADDRESS BY HONORABLE
J. L. GOODMAN

Mr. Metcalfe offered the following resolution:

Whereas, There is present at this time at the bar of the House a former dean of the membership of this body, Judge J. L. Goodman, of Robertson County; and

Whereas, Judge Goodman served the people of his district and of this State with much distinction as a Member of the Twenty-second, Thirtieth, Thirty-first, Forty-second and Forty-third Legislatures; now, therefore, be it

Resolved by the House of Representatives, That the privileges of the Floor be extended to Judge Goodman and that he be invited to address the House at this time.

METCALFE,
HOSKINS,
STEVENSON.

The resolution was read second time, and was adopted.

In accordance with the above action, Honorable J. L. Goodman was escorted to the Speaker's stand by Honorable Conde Hoskins. Speaker Calvert presented Mr. Hoskins, who in turn introduced Honorable J. L. Goodman.

Mr. Goodman then addressed the House.

PROVIDING FOR CERTAIN AD-
JOURNMENT PERIOD FOR
THE TWO HOUSES

Mr. Reader offered the following resolution:

H. C. R. No. 11, Providing for certain adjournment period for the two Houses.

Be It Resolved by the House, the Senate concurring, That both Houses be granted permission to adjourn from Thursday, January 21, 1937, to Monday, January 25, 1937.

The resolution was read second time.

Mr. Farmer moved that the House adjourn until 10:00 o'clock a. m., tomorrow.

The motion was lost.

Question recurring on the resolution by Mr. Reader, it was adopted.

RESOLUTION SIGNED BY THE
SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and its caption had been read, the following enrolled resolution:

S. C. R. No. 8, Authorizing the use of certain State Highway equipment.

MESSAGE FROM THE SENATE

Austin, Texas, January 21, 1937.

Hon. Robert W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. C. R. No. 11, Granting permission to the House of Representatives and Senate to adjourn from Thursday, January 21, 1937, to Monday, January 25, 1937.

Respectfully,

BOB BARKER,
Secretary of the Senate.

ADJOURNMENT

On motion of Mr. Reader, the House, at 10:50 o'clock a. m., adjourned until 10:00 o'clock a. m., next Monday.

SEVENTH DAY

(Monday, January 25, 1937)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Calvert.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Callan
Adkins	Carssow
Alexander	Cathey
Alsup	Celaya
Amos	Cleveland
Baker	Colquitt
Bates	Davis of Haskell
Beckworth	Davis of Jasper
Bell	Davison of Fisher
Boethel	Dean
Bond	Dèglandon
Boyer	Derden
Bradbury	Dickison
Bradford	Dollins
Bridgers	England
Brown	Farmer
Burton	Felty
Cagle	Fielden